

# Exhibit 11

Deposition of Nathan Quarry  
(September 30, 2016) (excerpted)

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

Cung Le, Nathan Quarry, Jon Fitch ) Case No: 2:15-cv-01045-RFB(PAL)  
Brandon Vera, Luis Javier Vazquez, )  
and Kyle Kingsbury on behalf of )  
themselves and all others )  
similarly situated, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
Zuffa, LLC, d/b/a Ultimate )  
Fighting Championship and UFC, )  
 )  
 )  
Defendants. )

VIDEO DEPOSITION OF NATHAN QUARRY  
taken at 300 South Fourth Street, Suite 800,  
Las Vegas, Nevada 89101, beginning at 9:09 A.M.  
and ending at 4:59 P.M. on Friday, September 30, 2016

Reported by:

Sarah Padilla  
CCR NO. 929

Job No. 270538  
Pages 1-297

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1 association?

2 MR. CRAMER: Asked and answered.

3 THE WITNESS: I don't recall if that was a  
4 part of the conversation at the time. I don't know  
5 if an association was in the line of sight at the  
6 time.

7 BY MR. ISAACSON:

8 Q All right.

9 A That was over two years ago now, I  
10 believe.

11 Q All right. Well, when did you -- when you  
12 say the association became in the line of sight,  
13 when do you recall this association becoming within  
14 your line of sight?

15 A I don't recall.

16 Q Was it before this lawsuit was filed?

17 A I don't recall.

18 Q All right. And have you spoken to  
19 fighters about how this lawsuit will be of  
20 assistance in achieving the goal of an association?

21 MR. CRAMER: Misstates the testimony. He  
22 never said it would assist in achieving the goal of  
23 an association.

24 MR. ISAACSON: It's a question.

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25 MR. CRAMER: Okay.

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1 THE WITNESS: Have I spoken to fighters  
2 saying how the lawsuit will help an association?

3 BY MR. ISAACSON:

4 Q About how -- it would be of assistance in  
5 achieving an association?

6 A I would say probably, yes.

7 Q And when you've spoken to fighters about  
8 how the lawsuit would help achieve an association,  
9 would you tell me what you say about that?

10 A I think I just answered that by saying how  
11 each of them help each other.

12 Q And tell me how the lawsuit would help  
13 achieve an association, at least as you have  
14 explained that to other fighters?

15 MR. CRAMER: Objection to form.

16 THE WITNESS: Whether or not it helped to  
17 actually achieve or found, make an association come  
18 to fruition, that I don't know specifically about.

19 I know that when the lawsuit is won and Zuffa's  
20 contracts are changed, at that point, then an  
21 association would be helpful to then help to either  
22 renegotiate those contracts, rewrite those  
23 contracts.

24 BY MR. ISAACSON:

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25 Q All right. And have you spoken to other

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1 fighters about how, if the lawsuit is successful,  
2 that after that an association would be helpful to  
3 the fighters?

4 A I don't know that I have specifically said  
5 "after we win the lawsuit an association will be  
6 helpful."

7 Q All right. You have spoken to other  
8 fighters about that there is a relationship between  
9 the lawsuit and your goal of an association; do I  
10 have that right?

11 MR. CRAMER: Objection to form.

12 THE WITNESS: What you do you mean by  
13 "relationship"?

14 BY MR. ISAACSON:

15 Q Well, the relationship as you have  
16 described it, that you do consider the lawsuit, the  
17 antitrust lawsuit and your goal of an association  
18 someday to be related; correct?

19 A Well, what I said is they are three  
20 separate entities that will help each other. So  
21 that is not related to one -- one may get a benefit  
22 from the other. They're still separate entities.

23 Q Well, you -- well, let's -- so I just want  
24 to understand that. The -- you do think an

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25 association would benefit if the antitrust lawsuit

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1 was successful; is that correct?

2 MR. CRAMER: Objection. Misstates the  
3 testimony.

4 THE WITNESS: Do I think that an -- the  
5 association would benefit --

6 BY MR. ISAACSON:

7 Q If the antitrust lawsuit was successful.

8 MR. CRAMER: Misstates the testimony.  
9 Object to the form.

10 THE WITNESS: I think the association is a  
11 necessary thing to help the fighters, and winning  
12 the lawsuit is also going to help the fighters, so  
13 while they're separate entities, the association  
14 will benefit from winning of the lawsuit.

15 BY MR. ISAACSON:

16 Q All right. You do think that the  
17 association will be of assistance if the antitrust  
18 lawsuit is successful; do I have that correct?

19 A I think the association is beneficial at  
20 any time, whether the lawsuit is won or not.

21 Q All right. Am I correct that one role  
22 that you would like to see an association have in  
23 the future is to negotiate or renegotiate the  
24 players' contract -- the fighters' contracts in the

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25 event that the antitrust lawsuit is successful?

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1 A If the association is called upon to help  
2 in such matters, I think having all the fighters  
3 speak with one voice would definitely be helpful as  
4 opposed to each fighter standing alone.

5 Q All right. And am I correct that you --  
6 that one relationship you see between the antitrust  
7 lawsuit and your goal of an association is that if  
8 the antitrust lawsuit is successful, the association  
9 would be a good organization to renegotiate the  
10 contracts?

11 MR. CRAMER: Asked and answered. Form.

12 THE WITNESS: It's speculation. I see in  
13 all the other professional leagues that a players'  
14 association has been very helpful in helping defend  
15 the players' rights.

16 MR. CRAMER: Do you need a break?

17 THE WITNESS: No, I'm good.

18 MR. ISAACSON: That is one of the rules of  
19 these things. Any time you need a break, just say  
20 so.

21 THE WITNESS: Do I need a break?

22 MR. ISAACSON: No, you're doing great.

23 What he's referring to is when does the coffee hit.

24 MR. CRAMER: You just looked a little

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25 uncomfortable.

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1 THE WITNESS: Oh, it's just my back.

2 MR. CRAMER: That's why I --

3 THE WITNESS: As long as I can move around  
4 I'm okay for the most part.

5 MR. CRAMER: Keep moving around, then.

6 BY MR. ISAACSON:

7 Q So if the antitrust lawsuit is successful,  
8 what is your understanding of any benefit you  
9 individually will receive?

10 A The antitrust lawsuit, me personally, I'm  
11 here as a class representative of those that are  
12 still fighting and those that will fight in the  
13 future. Our main goal for the lawsuit itself is  
14 damages and what would have happened if we would  
15 have had a free market where the fighters were able  
16 to compete and see what their true value is worth  
17 and then change the exclusive contracts that the  
18 fighters are forced to be into if they want to fight  
19 in the biggest league in the world, especially in  
20 the United States, as well as not having to worry  
21 about being threatened, blacklisted, punished for  
22 not doing what they are told right out the gate.

23 As Joe Silva said one time, "If you don't  
24 like the first fight I offer you, you're sure as

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25 shit not going to like the second one." Those types

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1 of things, when you're trying to work in an  
2 organization and you are trying to think about your  
3 own career, those are things that you should not be  
4 bullied into being forced to do. Otherwise you are  
5 going to be punished.

6 My goal for the lawsuit is definitely  
7 damages for everything that has happened in the past  
8 and to change the way Zuffa does business moving  
9 forward.

10 BY MR. ISAACSON:

11 Q And I'll come back to those points you  
12 just made. But can you tell me what is your  
13 understanding of how you will benefit if the  
14 antitrust lawsuit is successful?

15 A How I will benefit if the antitrust  
16 lawsuit is successful. Well, I'm not a part of the  
17 bout class. My fights were outside of that  
18 timeline. I am a part of the identity class. My  
19 fights are shown 24 hours a day on the UFC website.  
20 Trading cards are sold, video games are sold. At  
21 the start of every UFC pay-per-view, they show me  
22 getting knocked out, so I assume that still has some  
23 value to them. These are things I was never able to  
24 negotiate. No fighter is able to negotiate because

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25 they're all handed the same cookie cutter contract

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1 and forced to sign, and if you don't want to sign  
2 that, you have nowhere else to go since UFC has  
3 bought up all the competition.

4 Q All right. Do you expect that if the  
5 antitrust lawsuit is successful that you would  
6 financially benefit by being -- from your role in  
7 the identity class?

8 A I have no idea. I'm not the -- I don't  
9 know what the numbers would be.

10 Q All right. Are you familiar with the  
11 concept of class representatives receiving bonus  
12 awards or other compensation?

13 A I have heard that, yes.

14 Q And have you heard that from anyone other  
15 than lawyers?

16 A At any time?

17 Q Sure.

18 A No. That's not something that comes up in  
19 average fighter speak conversations. We're talking  
20 more about kimuras and heel hooks and knock outs.

21 Q All right. And what is your understanding  
22 of the potential for a class representative in  
23 receiving any special award?

24 A I have no idea. I don't know how those

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25 things work. And I sat down and considered joining

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1 the lawsuit, as I said, there is damages from the  
2 past that's changing the way Zuffa does business  
3 moving forward. My main goal is to do that, to  
4 change things for the next generation of fighters  
5 and those fighters that are still under contract  
6 right now.

7 I think that's a very hard concept for  
8 people to understand, and I use this phrase often.  
9 Those that want to rule the world can't comprehend  
10 that the rest of us just want to live in it. They  
11 don't understand that, yes, we want to follow our  
12 dream and then maybe also feed our families as well.  
13 And every single sporting organization the owners  
14 have the same position, that the athletes that are  
15 putting their health, safety and life on the line  
16 are incredibly lucky and anyone would be willing to  
17 do their job for free, and the promoters and  
18 businessmen are just doing it for the love of the  
19 sport, and they just want to see others live their  
20 dream while they reap billions and billions of  
21 dollars in profit, and they expect the fighters and  
22 athletes to thank them for that opportunity.

23 Like I said, every major sports  
24 organization has an association. The NFL started

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25 with the players wanted the team owners, the owners

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1 to wash their jerseys in between games. And the  
2 owners said, "I can't believe how greedy you guys  
3 are." Three months out of the year you get to play  
4 football and then you go back to the factory. You  
5 want us to wash your jerseys, that's just  
6 ridiculous. And so the athletes formed an  
7 association, were able to fight for their rights.  
8 And it's just our time. It's the ways these things  
9 go.

10 Every organization, as you look around  
11 this building you'll see exit signs. No one here  
12 had to picket to get exit signs or fire exits. That  
13 was done a hundred years ago because of a fire in  
14 New York where there was no fire exits and people  
15 had to picket for those things. It's just our time  
16 and we are going to fight to get what we believe we  
17 deserve as the actual draw for the show. Dana White  
18 can say over and over again that it's the best show  
19 ever and they brand it as the UFC. He has yet to  
20 put on a fight with no fighters and just an empty  
21 cage and sell a million pay-per-view buys.

22 Q All right. Now you mentioned before that  
23 sometimes when you talk to fighters about  
24 association, it's a brief conversation or just a

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25 sentence and not a -- not anything like a planning

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1 meeting.

2 Have you been part of any actual formal  
3 meetings to plan a potential association?

4 A Yes.

5 Q Okay. How many such meetings?

6 A I don't know. Not many.

7 Q In the range of a half dozen? More than  
8 ten?

9 A Probably a little less than a half dozen.

10 Q All right. And how many people have  
11 attended those meetings? Can you give me an  
12 estimate?

13 MR. CRAMER: All the meetings combined?

14 BY MR. ISAACSON:

15 Q We can break it down. If you can do it in  
16 some sort of summary fashion. Are these a series of  
17 small meetings of small groups of people? Are these  
18 large meetings? Anything that gets us through this  
19 efficiently.

20 A Sorry. I think there was maybe three or  
21 four, maybe a dozen people at the most at these  
22 meetings.

23 Q All right. Thanks.

24 So you've been to three or four meetings

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25 about planning a potential association and up to a

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1 dozen people would have been at any one of those  
2 meetings. Is that a fair summary?

3 A That is a rough estimate.

4 MR. CRAMER: I'm just going to make an  
5 objection on the record. I'm going to allow these  
6 questions, but you're not supposed to use this  
7 deposition as a means to inquire into organizational  
8 activities that are unrelated to this lawsuit. The  
9 witness said it was separate from this lawsuit. And  
10 I'll allow it for a little while, but to the extent  
11 Zuffa thinks it's going to start discovering all  
12 kinds of information unrelated to the lawsuit  
13 through this deposition, that is improper.

14 MR. ISAACSON: I think my questions have  
15 been proper and will continue to be proper.

16 BY MR. ISAACSON:

17 Q Have the other named plaintiffs in this  
18 case attended those meetings?

19 A I would say off and on. I don't know that  
20 they've been to every one or if I've been to every  
21 one or if they've been to every one at all times.

22 Q Can you identify any of the named  
23 plaintiffs who didn't attend any of the meetings?

24 A I wouldn't know. I don't believe I was at

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25 every meeting, so I wouldn't know if they were there